

**From:** Andrew  
**To:** Microsoft ATR  
**Date:** 1/28/02 2:10pm  
**Subject:** Microsoft Settlement

To the Department of Justice:

I am writing to express to you my horror (and I use that word deliberately) at the proposed settlement to the current Microsoft antitrust case. I believe the proposed remedies are in no way commensurate with the crimes of which Microsoft has been found guilty.

Almost all of the subsections under the Prohibited Conduct section contain gaping loopholes. For instance, one subsection provides for the removal of references (on the Desktop and in menus) to Microsoft applications, but in no way provides for the removal of the application itself. Such an application could still be activated by other means, and, by its presence on the system, could interfere with the proper operation of non-Microsoft applications. Microsoft has already proven itself to be very adept at exploiting such loopholes and a truly fair and effective Final Judgement must seek to close them.

At \_best\_, the remedies in the PFJ will help to slow the growth of Microsoft's monopoly, but will do nothing to diminish it. At worst, such a Final Judgement would actually help to protect Microsoft from further legal action if they continue their anticompetitive practices. And it would be foolish to believe that they would not do so.

In our society, criminals theoretically are supposed to serve jail time and/or compensate their victims for their suffering. This settlement requires neither of Microsoft. Microsoft has over the years repeatedly raped OEMs, ISVs, consumers, and others, all the while thumbing its nose at America's laws and system of justice. Now it is time for Microsoft and its corporate officers to pay the price. I am counting on the Department of Justice to see to it that the American people are properly protected and compensated.

Andrew T. Smith  
Computer Science major  
1127 Humboldt St., Apt. C  
Santa Rosa, CA 95404  
Phone: 707-546-6120